

Chambers Copy*Order*

PLAINTIFF'S DESIGNATION OF DEPOSITION TESTIMONY OF TAIWO IROWANINU
 (Testifying By Way of Deposition Only)
 (Counter-Designations in italicized text)
 Deposition June 23-25, 2005

Plaintiffs' Designations	Defendants' Objections and Counter-Designations	Plaintiffs' Responses to Defendants' Objections and Counter-Designations	Defendants' Designations	Plaintiffs' Objections and Counter-Designations	Defendants' Responses to Plaintiffs' Objections and Counter-Designations
5:10-12			7:5-10		
			40:12-14		
			40:17-18		
			40:20-41:7 (41:1 should say "Arolika" instead of "Aromka")	<i>OK</i>	
			106:17-23		
			107:2-3		
			109:17-20		
			110:3-5		
			110:10-17		

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			111:8-11		
			111:19-112:6		
			112:12-113:17		
			115:11-14		
			115:17-23		
			117:13-17		
			119:8-19		
			119:21-23		
			121:19-122:20		
			123:12-19 (starting with "You")		
			123:21-22		

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			125:5-8 (starting with "as you got")		
			125:11		
			125:14-18		
			125:24-25		
			126:3-7		
			127:23-128:4		
			128:7-12		
			128:15-24		
			135:8-12		
			137:15-17		
			138:6-17		

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			138:24-139:16		
			139:20-21		
			139:24-140:3		
			140:5-24		
			141:1-17		
141:18-142:3					
			142:15-20		
146:3-9					
147:10-20					
			148:16-19		
149:8-16					
149:22-24					

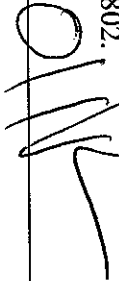
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			150:17-20		
150:21-151:16					
151:19			152:4-7		
152:15-22			153:7-14		
153:21-24					
154:5-155:19	154:16-155:10: Hearsay (interpreter), Nazemian criteria not met; lacks personal knowledge. <i>Plaintiffs' response to this objection is without merit. Defendants do not object to the testimony about the</i>	Witness was personally beaten-this information is within his personal knowledge. The objected to testimony, regarding the interpretation issue, puts the beating in context. Further, Defendants have themselves designated testimony translated by			

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	alleged beating that comes before and after the objectionable testimony. Nor do defendants designate any of the translated testimony to which plaintiffs refer the Court.	Bola to the witness (See 162:9-18 and 474:17-475:14). Defendants should not be allowed to object here in light of their offer of evidence put on through the same interpreter.			
156:6-17			157:11-14		
			157:19-22		
			158:5-11		
158:12-159:20					
159:22-24			162:25-163:17		
			163:23-164:1		

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			164:14-17		
			165:18-25		
			166:17-19		
173:2-7	173:2-7: Hearsay, and contrary to plaintiffs' opposition to defendants' motion in limine, there is no foundation showing that these statements satisfy the excited utterance exception to the hearsay rule; lacks personal knowledge. FRE 602, 802.	Court has already overruled this objection made by defendants in Motions in Limine. Witness also personally observed the marks of torture on Bola's body-Bola's comments put this in context and were excited utterances, as he had just been tortured.			
			173:8-11		
			173:19-174:2		
174:11-175:20	174:11-175:1: Hearsay,	Court has already overruled			

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	<p>and contrary to plaintiffs' opposition to defendants' motion in limine, there is no foundation showing that these statements satisfy the excited utterance exception to the hearsay rule; lacks personal knowledge. FRE 602, 802.</p> <p>174:21-23: Colloquy of counsel is irrelevant, waste of time. FRE 401-403.</p> <p>175:7-13: Hearsay, and contrary to plaintiffs' opposition to defendants' motion in limine, there is no foundation showing that these statements satisfy the excited utterance exception to the hearsay rule; lacks personal knowledge. FRE 602, 802.</p>	<p>this objection made by defendants in Motions in Limine.</p> <p>Witness also personally observed the marks of torture on Bola's body- Bola's comments put this in context and were excited utterances, as he had just been tortured.</p>			

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	<p>175:14-15: Hearsay, and contrary to plaintiffs' opposition to defendants' motion in limine, there is no foundation showing that these statements satisfy the excited utterance exception to the hearsay rule; lacks personal knowledge. FRE 602, 802.</p> <p>175:16-17: Colloquy of counsel is irrelevant, waste of time. FRE 401-403.</p> <p>175:18-20: Hearsay, and contrary to plaintiffs' opposition to defendants' motion in limine, there is no foundation showing that these statements satisfy the excited utterance exception to the hearsay rule; lacks personal knowledge. FRE</p>				

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	602, 802.				
176:6-9					
176:12-17					
176:20-177:6	177:2-6: Hearsay, and contrary to plaintiffs' opposition to defendants' motion in limine, there is no foundation showing that these statements satisfy the excited utterance exception to the hearsay rule. <i>Jacks</i> personal knowledge. FRF 602, 802.	Court has already overruled this objection made by defendants in Motions in Limine. Witness also personally observed the marks of torture on Bola's body. Bola's comments put this in context and were excited utterances, as he had just been tortured.			
			190:22-25		
			392:22-393:21		
			396:15-23		

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			(starting with "The actual")		
			397:21-22		
			397:25-398:1		
			418:25-419:3		
			419:17-18		
			419:22-420:3		
			420:12-16		
			420:17-25		
			421:9-16		
			421:21-422:25		
			423:14-424:1		
			424:14-23		

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			425:8-11		
			436:19-437:11		
			468:2-4		
			468:7-11	468:10-11: Calls for speculation; lacks foundation, FRP 602	
			468:14-15		
			468:17-19		
			469:21-470:5		
			470:8-15		
470:16-24					
471:2					
			471:4-15		

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			471:18-472:1		
472:14-16			475:19-23		
			476:13-25		
488:24-489:3			489:10-22		
			607:1-3		
			607:6-7		